

I hereby certify that this correspondence is being electronically transmitted to the USPTO on the date shown below:

Date: September 27, 2006

Signature: _____

(Quyen Nguyen)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/612,109
Confirmation No.: 3376
Filing Date: July 1, 2003
Inventor(s): Richard C. EWERS
Title: DELIVERY SYSTEMS AND METHODS FOR GASTRIC REDUCTION
Examiner: M. Hand
Group Art Unit: 3761

RESPONSE TO NOTICE REQUIRING EXCESS CLAIMS FEES

Mail Stop Amendment
Commissioner for Patent
P.O. Box 1450
Alexandria, VA 22313-1450

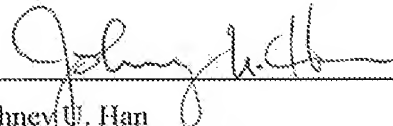
Sir:

This is in response to the Notice Requiring Excess Claims Fees dated September 19, 2006 for which a response is due on October 19, 2006. Accordingly, this response is timely filed.

Applicant respectfully submit the appropriate payment of \$200 in excess claims fees herewith for the claims filed in the response of September 14, 2006.

In the event the appropriate fee and/or petition is not filed herewith and the U.S. Patent and Trademark Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with this filing to Deposit Account No. 50-3973 referencing Attorney Docket No. USGINZ02110. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Respectfully submitted,



Johny U. Han
Registration No. 45,565

Customer No. 40518
Levine Bagade Han LLP
2483 East Bayshore Road, Suite 100
Palo Alto, CA 94303
Direct: (650) 242-4217
Fax: (650) 284-2180